

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 GS HOLISTIC, LLC,

CASE NO. C23-1777JLR

11 Plaintiff,

ORDER

12 v.

13 MD PRO INC., et al.,

14 Defendants.

15 Before the court is Plaintiff GS Holistic, LLC’s (“GS Holistic”) motion for a
16 30-day extension of time to perfect service on Defendant MD PRO Inc. (Mot. (Dkt.
17 # 9).) Because none of the Defendants have appeared in this action, the court exercises
18 its discretion under Federal Rule of Civil Procedure 1 to decide this motion before the
19 April 26, 2024 noting date. Fed. R. Civ. P. 1 (directing courts to construe the Federal
20 Rules of Civil Procedure “to secure the just, speedy, and inexpensive determination of
21 every action and proceeding”). The court has reviewed GS Holistic’s motion, the

1 relevant portions of the record, and the governing law. Being fully advised, the court
2 GRANTS GS Holistic's motion.

3 Federal Rule of Civil Procedure 4(m), which provides the timeframe in which
4 service must be effectuated, states in relevant part:

5 If a defendant is not served within 90 days after the complaint is filed, the
6 court—on motion or on its own after notice to the plaintiff—must dismiss
7 the action without prejudice against that defendant or order that service be
made within a specified time. But if the plaintiff shows good cause for the
failure, the court must extend the time for service for an appropriate period.

8 Fed. R. Civ. P. 4(m).

9 GS Holistic filed this action on November 20, 2023. (Compl. (Dkt. # 1).) As a
10 result, Rule 4(m)'s 90-day deadline for effectuating service of process expired on
11 February 18, 2024. Fed. R. Civ. P. 4(m). On February 22, 2024, the court granted GS
12 Holistic's motion for a 60-day extension of time to serve MD Pro Inc. and individual
13 Defendants Diana Elmoussa and Walid Hassan. (2/23/24 Order (Dkt. # 6).) GS Holistic
14 has since served the individual Defendants (*see* Affs. (Dkt. ## 7-8)) but has not yet
15 received an affidavit of service for MD Pro Inc. (*see* Mot. at 2). GS Holistic now seeks
16 an additional 30-day extension of time to perfect service on MD Pro Inc. (*See id.*)

17 The court GRANTS GS Holistic's motion (Dkt. # 9). GS Holistic shall file proof
18 of proper service on MD Pro Inc. by no later than **May 20, 2024**.

19 Dated this 22nd day of April, 2024.

20 
21 JAMES L. ROBART
22 United States District Judge